

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UMG RECORDINGS, INC, a Delaware  
11 corporation; SONY BMG MUSIC  
12 ENTERTAINMENT, a Delaware  
13 general partnership; VIRGIN  
14 RECORDS AMERICA, INC, a  
15 California corporation;  
16 ATLANTIC RECORDING CORPORATION,  
17 a Delaware corporation;  
INTERSCOPE RECORDS, a  
California general partnership;  
ELEKTRA ENTERTAINMENT GROUP  
INC, a Delaware corporation;  
and WARNER BROS RECORDS INC, a  
Delaware corporation,

NO C 07-03091 VRW  
ORDER

18 Plaintiffs,

19 v

20 JOHN DOE,

21 Defendant.

22 \_\_\_\_\_/  
23  
24 Upon plaintiff's Ex Parte Application for Leave to Take  
25 Immediate Discovery, the Declaration of Carlos Linares, and the  
26 accompanying Memorandum of Law (doc ##4,5), it is hereby:

27 ORDERED that plaintiffs may serve immediate discovery on  
28 University of California, Santa Cruz ("UC Santa Cruz") to obtain the  
identity of defendant John Doe by serving a Rule 45 subpoena that

1 seeks documents that identify defendant John Doe, including the  
2 name, current (and permanent) address and telephone number, e-mail  
3 address, and Media Access Control ("MAC") address. The disclosure  
4 of this information is ordered pursuant to 47 USC § 551(c)(2)(B).

5 IT IS FURTHER ORDERED that any information disclosed to  
6 plaintiffs in response to the Rule 45 subpoena may be used by  
7 plaintiffs solely for the purpose of protecting plaintiffs' rights  
8 under the Copyright Act, 17 USC § 101 et seq.

9 IT IS FURTHER ORDERED that, if and when UC Santa Cruz is  
10 served with a subpoena, within five (5) business days thereof it  
11 shall give written notice, which can include use of e-mail, to the  
12 subscribers whose identities are to be disclosed in response to the  
13 subpoena. If UC Santa Cruz, and/or any defendant wishes to move to  
14 quash the subpoena, they shall do so before the return date of the  
15 subpoena, which shall be twenty-five (25) business days from the  
16 date of service.

17 IT IS FURTHER ORDERED that, if and when UC Santa Cruz is  
18 served with a subpoena, UC Santa Cruz shall preserve the data and  
19 information sought in the subpoena pending resolution of any timely  
20 filed motion to quash.

21 IT IS FURTHER ORDERED that counsel for plaintiffs shall  
22 provide a copy of this Order to UC Santa Cruz when the subpoena is  
23 served.

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IT IS SO ORDERED.

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VAUGHN R WALKER  
United States District Chief Judge

**United States District Court**  
For the Northern District of California

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